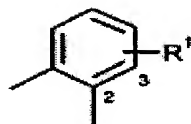


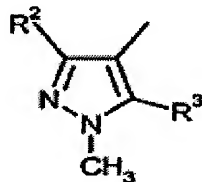
M is



M-1

where R¹ is hydrogen;

A is



where R² is methyl and
where R³ is fluorine.

This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants believe that examination of this sub-genus of Group I would not place an undo burden on the examiner. This election is made *with* traverse.

The above-identified application is a National Phase Entry Under 35 U.S.C. § 371 and, as such, PCT Rule 13 requiring unity of invention applies. Title 37 of the Code of Federal Regulations states:

(b) An international or a national stage application containing claims to different categories of invention will be considered to have unity of invention if the claims are drawn only to one of the following combinations of categories:

(1) A product and a process specially adapted for the manufacture of said product; or

(2) *A product and a process of use of said product;*

37 C.F.R. § 1.475 (b)(1)(2) (emphasis added).

The claims of Group I, identified by the Office, are drawn to products of structure (I), wherein M stands for M-1 and A is the structure (A1) or (A3). The claims of Group IX, identified by the Office, are directed to a process of using the products of Group I,

i.e., method of using a compound of structure (I), wherein M stands for M-1 and A is the structure (A1) or (A3). Groups I and IX therefore are related as products and processes for using such products, respectively. As noted, 37 C.F.R. § 1.475 (b)(2) states that a national stage application containing claims to a product and a process of use of said product will be considered to have unity of invention. Applicants therefore respectfully assert that the Groups I and IX share unity of invention and that the Restriction Requirement between Groups I and IX is improper.

Reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

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